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Attorneys for All Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STEVEN STRICKLAND, et al.

Plaintiffs,

vs.

WELLS FARGO BANK, N.A., a
Delaware corporation; and DOES 1
through 10, inclusive,

Defendants.

Case No.: 3:10-cv-02812 RS

Hon. Richard Seeborg

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE INITIAL
CASE MANAGEMENT
CONFERENCE HEARING DATE
AND ADR DEADLINES**

Complaint Filed: May 20, 2010

Trial Date: None set

Action Removed: June 28, 2010

1 IT IS HEREBY STIPULATED BY COUNSEL FOR PLAINTIFFS STEVEN
2 STRICKLAND, ET AL. AND DEFENDANT WELLS FARGO BANK, N.A. as
3 follows:

4 WHEREAS, the initial case management conference in this action has
5 been set for October 14, 2010 ("CMC").

6 WHEREAS, pursuant to the order setting initial case management
7 conference and ADR deadlines issued by the previous judge, Hon. Joseph Spero,
8 both parties to the action must meet and confer re initial disclosures, early
9 settlement, ADR process selection, discovery plan, as well as file ADR
10 certification signed by parties and counsel, and either file stipulation to ADR
11 process or notice of need for ADR phone conference by September 23, 2010
12 ("ADR Deadline").¹

13 WHEREAS, pursuant to that same order both parties must also file a Rule
14 26(f) report, complete initial disclosures or state objection in Rule 26(f) report
15 and file case management statement by October 7, 2010 ("Rule 26(f) Report
16 Deadline").

17 WHEREAS, the motions to remand, to dismiss and to strike, and to stay
18 this action are going to be heard on September 30, 2010, and both parties agree
19 that the discussions regarding early settlement and ADR process as well as
20 discovery planning are unlikely to be fruitful until these important motions are
21 decided and the form of the pleadings is resolved.

22 WHEREAS, both parties therefore would like to move the CMC to
23 December 2, 2010, and move the ADR Deadline pursuant to ADR Local Rule 3-
24 5 and the Rule 26(f) Report Deadline accordingly. The parties stipulate and
25 propose that the ADR Deadline and the Rule 26(f) Report Deadline be moved by
26

27 ¹ The dates are moved by six days according to the terms of Hon. Joseph
28 Spero's order filed in this action on June 28, 2010.

1 seven weeks to November 11, 2010, and November 23, 2010, respectively.

2 IT IS HEREBY STIPULATED that Defendant Wells Fargo Bank, N.A.
3 and Plaintiffs Strickland, et al. agree to continue the CMC date in this action to
4 December 2, 2010, the ADR Deadline to November 11, 2010, and the Rule 26(f)
5 Report Deadline to November 23, 2010.

6
7 Dated: September 21, 2010

Respectfully submitted,

Initiative Legal Group APC

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10 By: /s/ Liana Beneli

Mónica Balderrama

Liana Beneli

David Cheng

Attorneys for All Plaintiffs

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15 Littler Mendelson, P.C.

16 By: /s/ Lindbergh Porter, Jr.

Lindbergh Porter, Jr.

Richard H. Rahm

Alison S. Hightower

Attorneys for Defendant

ORDER

IT IS HEREBY ORDERED that:

1. The Case Management Conference is hereby continued from October 14, 2010 to December 2, 2010 at 10:00 a.m.

2. The parties' ADR deadline pursuant to ADR Local Rule 3-5 is continued to November 11, 2010.

3. The parties' deadline to file a Rule 26(f) report, complete initial disclosures or state objection in Rule 26(f) report and file a case management statement is continued to November 23, 2010.

Dated: 9/22, 2010



The Honorable Richard Seeborg
United States District Court

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